

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CIVIL APPLICATION No 4108 of 1999

For Approval and Signature:

Hon'ble MR.JUSTICE KUNDAN SINGH

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1. Whether Reporters of Local Papers may be allowed : NO
to see the judgements?
 2. To be referred to the Reporter or not? : NO
 3. Whether Their Lordships wish to see the fair copy : NO
of the judgement?
 4. Whether this case involves a substantial question : NO
of law as to the interpretation of the Constitution
of India, 1950 of any Order made thereunder?
 5. Whether it is to be circulated to the Civil Judge? : NO

RASHMIKANT SAVAILAL AMIN

Versus

TRAMBAKESHWAR MAHADEV

Appearance:

MR PM BHATT for Petitioners
MR PF ADHVARYU for Respondent No. 1
MR PR THAKKAR for Respondent No. 2
MR IM PANDYA AGP S for Respondents No. 4 & 5.
UNSERVED-REFUSED (N) for Respondent No. 6
MR GI DESAI for Respondent No. 9
NOTICE UNSERVED for Respondent No. 12
MR ANANT S DAVE for Respondent No. 17

CORAM : MR.JUSTICE KUNDAN SINGH

Date of decision: 07/03/2001

ORAL JUDGEMENT

Heard the learned counsel for the parties.

2. Learned counsel for the parties suggested that this petition may be disposed of by giving directions to the respondent no. 5 - the Joint Charity Commissioner, Vadodara, to dispose of Scheme Application No. 6/99 u/s 50-A of the Bombay Public Trusts Act, 1950 and Appeal No. 2/99 which is pending before the Joint Charity Commissioner, Vadodara, within a stipulated period.

3. In the facts and circumstances of this case, I think it just and proper to dispose of this petition with a direction to the respondent no. 5 Joint Charity Commissioner, Vadodara to dispose of Scheme Application No. 6/99 u/s 50-A of the Bombay Public Trusts Act, 1950 as well as Appeal No. 2/99 in accordance with law as expeditiously as possible preferably within two months from the date of presentation of a certified copy of this judgment by either of the parties or from the date of receipt of writ of this Court.

4. In view of the above observations and directions, this petition stands disposed of. Rule is discharged, with no order as to costs, without prejudice to the rights and contentions of the parties. Status-quo order granted earlier by this Court stands vacated.

5. However, it would be open to the parties to raise averments and contentions at the time of hearing of the aforesaid Scheme Application No. 6/99 and Appeal No. 2/99 before the Joint Charity Commissioner, Vadodara.

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/JVSatwara/